

207 JAN -8 PM 4:07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Docket No. 0380-P02709US0

Ernest ARENAS et al.

Office of Finance Refund Branch

Application No. 09/980,913

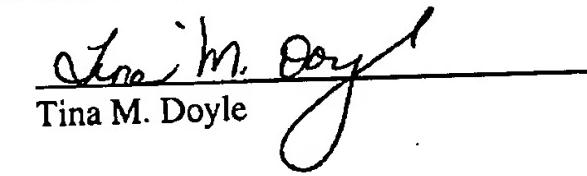
Filing Date: May 21, 2002

For: MATERIALS AND METHODS
RELATING TO NEURONAL
DEVELOPMENT

Commissioner for Patents
Alexandria, Virginia 22313-1450

Certificate of Mailing Under 37 C.F.R. §1.8(a):

I hereby certify that this correspondence is being deposited on January 3, 2007 with the United States Postal Service as first-class mail in an envelope properly addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Tina M. Doyle

REQUEST FOR REFUND

Dear Sir:

Applicants hereby request a refund of \$120.00 which should be credited to the deposit account of the undersigned attorneys, Deposit Account No. 04-1406. The request should be granted for the following reasons.

A final Official Action was issued in this application on April 19, 2006. A response to the final rejection was filed August 21, 2006 (as August 19 fell on a Saturday). The August 21, 2006 response was accompanied by a one-month extension of time, together with the required one-month extension fee of \$120.00. Copies of the cancelled check and petition for one-month extension of time are enclosed for your reference.

On October 19, 2006, a Pre-Appeal Brief Request and Notice of Appeal were

**In re the Application of Ernest ARENAS et al.
Reexamination Control No. 09/980,913
Docket No. 0380-P02709US0**

filed in this application. Since the first month extension fee of \$120 was already paid, the amount due would be the difference between the third month extension fee (\$1,020) and the first month extension fee (\$120) which would be \$900. The deposit account of the undersigned was charged the full three-month extension fee of \$1,020. A copy of the November, 2006 Deposit Account Statement is enclosed for your reference.

For the foregoing reasons, it is hereby requested that \$120 be credited to the Deposit Account No. 04-1406 to which it was originally charged.

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation
Attorneys for Applicants

By Patrick J. Hagan
Patrick J. Hagan
PTO Registration No. 27,643

January 3, 2006
Customer Number 000110
Tel.: 215-563-4100
Fax: 215-563-4044
e-mail: phagan@ddhs.com

Enclosures: Copy of cancelled check #44562
Copy of Petition for One-Month Extension of Time
Copy of Deposit Account Statement dated November, 2006

**RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE**

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Examiner: Laura L. McGillem

Ernest ARENAS et al.

Group Art Unit: 1636

Application No. 09/980,913

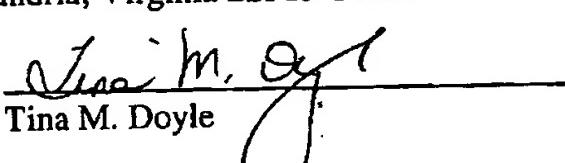
Filing Date: May 21, 2002

Entitled: MATERIALS AND METHODS
RELATING TO NEURONAL DEVELOPMENT

1601 Market Street, Suite 2400
Philadelphia, PA 19103
(215) 563-4100 (telephone)
(215) 563-4044 (facsimile)
phagan@ddhs.com (email)

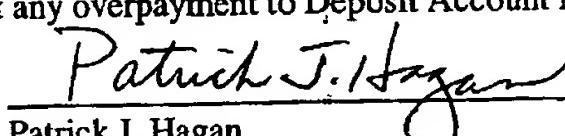
Certificate of Mailing Under 37 C.F.R. §1.8(a):

I hereby certify that this correspondence is being deposited on August 21, 2006 with the United States Postal Service as first-class mail in an envelope properly addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Tina M. Doyle

Petition for Extension of Time Under 37 C.F.R. §1.136(a):

The undersigned hereby petitions for an extension of time of ONE (1) month beyond the time period set in the last Office Action. A check in the amount of \$120.00 to cover this fee is enclosed. Please charge any deficiency or credit any overpayment to Deposit Account No. 04-1406.


Patrick J. Hagan
Attorney for Applicant(s)
Registration No. 27,643

Box AF
Assistant Commissioner
for Patents
Washington, D.C. 20231

REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. §1.116

Dear Sir:

Favorable reconsideration and allowance of claims 1-3 and 5-13 are respectfully requested for the reasons set forth in the following remarks.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

120

Complete If Known

Application Number	09/980,913
Filing Date	May 21, 2002
First Named Inventor	Ernest ARENAS
Examiner Name	Laura L. McGillen
Art Unit	1636
Attorney Docket No.	0380-P02709US0

METHOD OF PAYMENT (check all that apply)

- Check Credit Card Money Order None Other (please identify): _____
- Deposit Account Deposit Account Number: 04-1406 Deposit Account Name: DannDorfmanHerrellandSkil

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
- Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
11 - 20 or HP = 0	x 0	= 0	

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
1 - 3 or HP = 0	x 0	= 0	

HP = highest number of independent claims paid for, if greater than 3.

Small Entity

<u>Fee (\$)</u>	<u>Fee (\$)</u>
50	25
200	100
360	180

Multiple Dependent Claims

<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/ 50 =	(round up to a whole number) x	=	<u>Fees Paid (\$)</u>

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): One month extension of time

120

SUBMITTED BY

Signature	<u>Patrick J. Hagan</u>	Registration No. (Attorney/Agent) 27,643	Telephone 215-563-4100
Name (Print/Type)	Patrick J. Hagan		Date August 21, 2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Deposit Account Statement



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Patent and
Trademark Office**

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Deposit Account Statement**Requested Statement Month:**

November 2006

Deposit Account Number:

041406

Name:

DANN DORFMAN HERRELL & SKILLMAN, P.C.

Attention:

MARY JO MARCHEK

Address:

1601 MARKET STREET

City:

PHILADELPHIA

State:

PA

Zip:

19103-2307

Country:

UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
PJH 11/01 1	10451213	0380-P03230US0	1202	\$100.00	\$16
11/02 27	E REPLENISHMENT		9293	\$9,000.00	\$25
VTD 11/03 1	10474993	0074-490270	1203	\$290.00	\$24
SHE 11/03 1514 1415856		0412-T03509US0	7205	\$100.00	\$24
11/03 1515 1415856		0412-T03509US0	7201	\$400.00	\$24
KNS 11/07 1356 78486918		0064-T03522US00	7004	\$600.00	\$23
KNS 11/07 1400 78374279		0064-T03387US00	7004	\$150.00	\$23
CHB 11/07 73 10127787		AI-TECH-32	1801	\$790.00	\$22
11/08 182 29260602		4365-P04033US0	2012	\$100.00	\$22
SHE 11/08 186 29260602		4365-P04033US0	2253	\$510.00	\$22
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11/08 184 29260602		4365-P04033US0	2312	\$65.00	\$22
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11/08 1299 11568802		0380-P03416US	1633	\$200.00	\$21
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11/08 1298 11568802		0380-P03416US	1632	\$500.00	\$19
SHE 11/08 349 6914433		1025-P03342US0	8021	\$40.00	\$19
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7886		0096-P03529EU02-405 STREA	8007	\$20.00	\$19

<u>NJS</u>	11/14	1652	77043334	2189-T03764US00	7001	\$975.00	\$1:
<u>VTP</u>	11/14	540	60834700	0074-544469	8021	\$40.00	\$1:
<u>VTP</u>	11/14	545	60839281	0074-547317	8021	\$40.00	\$1:
<u>RWJ</u>	11/15	25	79018962	LEO V. LEON FARMA	7402	\$900.00	\$1:
	11/16	1488	PCT/US06/60924	CHOP.0267A-PCT	1601	\$300.00	\$1:
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	11/16	1547	PCT/US06/60927	CHOP.0267B-PCT	1703	\$288.00	\$1:
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	11/17	652	11560608	0241-P04211US0	1311	\$200.00	\$2:
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<u>SHE</u>	11/20	269	77046824	0412-T03768US00	7001	\$325.00	\$2:
<u>RWJ</u>	11/20	277	77046823	0081-T03748US00	7001	\$325.00	\$2:
<u>DRP</u>	11/20	1222	60866327	0101-P04232US00	2005	\$100.00	\$2:
<u>RDP</u>	11/21	23	11458974	CHOP0271US	4011	-\$75.00	\$2:
	11/21	24	11458974	CHOP0271US	2111	-\$250.00	\$2:
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	11/22	1291	78481387	0064-T03518US00	7004	\$150.00	\$1:
<u>SHE</u>	11/24	1140	10987249	0096-P00842US6	2202	\$25.00	\$1:
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	11/27	131	60840085	1282-P04176US00	8021	\$40.00	\$1:

slip #
134576
Chg'd. trd PTP

Deposit Account Statement

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KDR 11/28 3 10239608	0380-P02988US0	1251	\$120.00	\$2:
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START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$16,255.00	\$26,770.00		\$38,134.00 \$27,619.00

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Adjustment date: 01/25/2007 SFELEKE1
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01/25/2007 SFELEKE1 00000006 041406 09980913
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